

**House File 2003 - Introduced**

HOUSE FILE 2003

BY WILLEMS

**A BILL FOR**

1 An Act relating to the commission of trespass while taking the  
2 shed antlers of a deer and providing for civil and criminal  
3 penalties.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 481A.130, subsection 1, paragraph g,  
2 unnumbered paragraph 1, Code 2011, is amended to read as  
3 follows:

4 For each antlered deer or the shed antlers of a deer,  
5 reimbursement shall be based on the score of the antlered deer  
6 or the shed antlers of the deer as measured by the Boone and  
7 Crockett club's scoring system for whitetail deer as follows:

8 Sec. 2. Section 481A.131, Code 2011, is amended to read as  
9 follows:

10 **481A.131 Judgment — execution.**

11 1. In each case of conviction of unlawfully taking,  
12 catching, killing, injuring, destroying, or having in  
13 possession any fish, game, or fur-bearing animal, or the shed  
14 antlers of a deer, the court shall enter a judgment in favor  
15 of the state of Iowa for liquidated damages in an amount as  
16 provided in section 481A.130, and it shall be the duty of the  
17 commission and the prosecuting attorney or attorney general, to  
18 collect the liquidated damages by execution or otherwise.

19 2. If two or more persons who have acted together are  
20 convicted of the unlawful taking, catching, killing, injuring,  
21 destroying, or having possession of any fish, game, or  
22 fur-bearing animal, or the shed antlers of a deer, the judgment  
23 shall be entered against them jointly.

24 3. Any liquidated damages received under this section  
25 and section 481A.130 shall be remitted to the treasurer of  
26 state who shall credit such damages to the state fish and game  
27 protection fund.

28 4. The return of any uninjured fish, game, or fur-bearing  
29 ~~animal~~ animals, or the shed antlers of a deer, which has have  
30 been unlawfully taken, caught, or possessed, to the place  
31 where taken or caught or to any other place approved by the  
32 commission, shall constitute the discharge of any liquidated  
33 damages provided under section 481A.130.

34 5. Civil suits for the collection of judgments may be  
35 prosecuted by the attorney general or by county attorneys.



1 confinement for no more than 30 days or a fine of at least \$65  
2 but not more than \$625 or by both.

3     A person who commits trespass for the purpose of taking the  
4 shed antlers of a deer is also subject to a civil judgment for  
5 liquidated damages based on the size and value of the shed  
6 antlers taken as measured by the Boone and Crockett club's  
7 scoring system for whitetail deer. The judgment may also  
8 include a community service requirement. The return of shed  
9 antlers that were wrongfully taken to the place where taken or  
10 to any other place approved by the commission constitutes a  
11 discharge of any liquidated damages. Any liquidated damages  
12 received under this provision must be credited by the treasurer  
13 of state to the state fish and game protection fund.